

PUBLIC: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

CONSENT CALENDAR: (1- 11)

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

DEPARTMENTAL COMMUNICATIONS:

- Req'd. City Atty. and auth'd.
City Mgr.
(Doc. 34)
1. **REQUEST CITY ATTORNEY** to prepare all necessary documents and **AUTHORIZE CITY MANAGER** to execute said documents for a business services contract with Barbara E. Clark to provide business outreach and business assistance services to Economic Development Bureau of the Department of Community Development. (Community Development)
- Req'd. City Atty. and auth'd.
City Mgr.
(Doc. 35)
2. **REQUEST CITY ATTORNEY** to prepare all necessary documents and **AUTHORIZE CITY MANAGER** to execute said documents for an agreement with Davis & Associates for preparation of Quarterly Business Newsletter for the term of January 1, 1999 through December 31, 1999. (Community Development)
- Awarded, auth'd. and auth'd.
City Mgr.
(Doc. 3)
3. **AWARD** contract with lowest responsible bidder for Plans and Specifications PA-00199, Safety Footwear; **AUTHORIZE** amendments to exercise the City's option to renew where noted; and **AUTHORIZE CITY MANAGER** to execute said contract. (Financial Management)
- Set date of hearing for Tues.,
Dec. 22, 1998 at 5:30 P.M.
(Doc. 4)
4. **SET DATE OF HEARING** for Tuesday, December 22, 1998, at 5:30 P.M., on application of A White and Yellow Cab, Inc., dba A Taxi Cab, 2406 S. Main Street, Santa Ana, for a permit to operate 50 taxicabs in the City of Long Beach. (Financial Management) (Citywide)
- Continued.
(Doc. 36)
5. **CONTINUE** the existence of a local emergency due to a local tuberculosis health hazard. (Health and Human Services)
- Auth'd. City Atty.
(Doc. 5)
6. **AUTHORIZE CITY ATTORNEY** to submit Compromise and Release for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$12,500 in compliance with Appeals Board order for claim of Richard Lotero. (Law)
- Auth'd. City Atty.
(Docs. 6-8)
7. **AUTHORIZE CITY ATTORNEY** to submit Stipulations with Requests for Awards for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$27,370 in compliance with Appeals Board order for claim of Marvin E. Camper; \$16,277.50 for claim of LaVerne Patterson; and \$20,737.50 for claim of James Kenneth Reister. (Law)

Set date of hearing for Tues.,
Dec. 15, 1998 at 5:30 P.M.
(Doc. 9)

R & F.
(Docs. 10-13)

Ref'd. to City Atty.
(Docs. 14-33)

8. **SET DATE OF HEARING** for Tuesday, December 15, 1998, at 5:30 P.M., on appeal of Joyce Overton, William M. Smith, and William V. Patchen from the decision of the City Planning Commission approval of a Conditional Use Permit and Standards Variance in order to allow a church to operate in an existing commercial building with less than code-required parking spaces at 633-635 E. 4th Street. (Case No. 9807-14) (City Planning Commission) (District 1)

9. **RECEIVE AND FILE** the following minutes:
Civil Service Commission, November 4 and 11, 1998
Harbor Commission, November 16, 1998
Water Commission, October 29, 1998

10. **REFER TO CITY ATTORNEY** the following damage claims:

Donte Bishop	\$ 1,000.00
William Bullard	Amount Unknown
Michael Canyon	56.00
Pamela D. Cooksie	1,269.61
Cynthia Cuevas, Rachel Stone, a minor child	Amount Unknown
Michael Leo Donley	75.00
Santiago Gonzalez and Gabriel Gonzalez	132.00
Ethel Lee Johnson, on behalf of A.C. Johnson	20,000.00
Ethel Lee Johnson	Amount Unknown
Thomas Mazur	1,965.00
Cecilia Mendoza	250,000.00
Jeanette C. and Frederick Moore	900.00
Thaison Nguyen and Viet Nguyen	5,001.00
Anthony L. Paul	289.21
Daniel Plascencia	4,524.56
Pascual Porter	6.00
Santiago Real	3,000,000.00
Sav-on Moving Inc.	6,715.02
State Farm Insurance Companies, subrogee for Larry and Lynn Boren	1,857.50
Larry W. Stengelsen	102.77

Approved.
(Doc. 37)

11. **APPROVE** proclamation congratulating Alan S. Lowenthal on his election to the California State Assembly.

SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.

RECESS

Cancelled.

12. A closed session of the City Council will be held in the City Council Lounge pursuant to Section 54956.9(a) of the California Government Code regarding existing litigation: Shirley McClure v. City of Long Beach.

RECONVENE

PRESENTATION OF PROCLAMATION TO ALAN LOWENTHAL

HEARINGS SCHEDULED FOR TODAY: 5:30 P.M.

Chapter 2.03 of the Long Beach Municipal Code currently provides that hearings shall be set for each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council.

CONTINUED HEARINGS:

- Rec'd. supporting documentation into the record, concluded the hearing, and granted the permit with conditions to include additional conditions as submitted.
(Docs. 40-41)

13. Application of William Booker, dba The Golden Frog, for Permit for Entertainment with Dancing by Patrons at an Existing Restaurant at 740 E. Broadway. (Report of Director of Financial Management) (Financial Management) (District 2) (Councilmember Alan S. Lowenthal, submitting conditions.)

Suggested Action: Receive supporting documentation into the record, conclude the hearing and grant the permit, with or without conditions; or deny the permit
- Approved budgets for Redevelopment Agency's Project Area Committees in the amount of \$7,500 for Central Long Beach, \$48,600 for West Long Beach Industrial, and \$2,500 for North Long Beach.

14. Motion approving the budgets for Redevelopment Agency's Project Area Committees in the amounts of \$7,500 for Central Long Beach, \$7,500 for West Long Beach Industrial and \$2,500 for North Long Beach. (Report of City Manager) (Chair of Redevelopment Agency and Executive Director, Redevelopment Agency, submitting recommendations to address current role and budgetary needs of the Westside Project Area Committee as adopted at the November 9, 1998 Redevelopment Agency meeting.) (Director of Community Development, submitting response to West Long Beach Industrial Redevelopment Area - Council Questions.) (Copy of communication from Director of Community Development addressed to Jane Kelleher, Vice Chair, West PAC, dated September 28, 1998.)

HEARINGS:

- Rec'd. supporting documentation into the record, concluded the hearing, and granted permit with conditions.
(Doc. 42)

15. Application of Gliceria S. Rabo, dba Dine 'N' Grill Family Restaurant, for a Permit for Entertainment without Dancing by Patrons at an Existing Restaurant at 1320 W. Willow Street. (Report of Director of Financial Management) (Financial Management) (District 7)

Suggested Action: Receive supporting documentation into the record, conclude the hearing and grant the permit, with or without conditions; or deny the permit.

- Rec'd. supporting documentation into the record, concluded the hearing, and req'd. City Atty. to prepare Resolution Ordering the Vacation.

16. Resolution No. C-27437, Intention to vacate a portion of Locust Avenue and the alleys east of Locust Avenue and north of Seventh Street. (Public Works) (District 1)

Suggested Action: Receive supporting documentation into the record, conclude the hearing, and request City Attorney to prepare Resolution Ordering the Vacation, if there are no protests.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

- R &F and ref'd. to City Mgr. for report. (Doc. 38)

17. Councilmember Alan S. Lowenthal, Second District, regarding shopping cart retrieval.

Suggested Action: Receive and file.
- Ref'd. to Housing and Neighborhoods Committee. (doc. 39)

18. Councilmember Alan S. Lowenthal, Second District, regarding alley closures.

Suggested Action: Refer to Housing and Neighborhoods Committee.
- Ref'd. to City Mgr. (Doc. 43)

19. Councilmember Alan S. Lowenthal, Second District, and Councilmember Frank Colonna, Third District, requesting a report on City employees that currently have peace officer status and the risks/benefits of granting such status to Marine Patrol Security Officers.
- Ref'd. back to Housing and Neighborhoods Committee. (Docs. 44-61)

20. Councilmember Ray Grabinski, Seventh District, Chair, Housing and Neighborhoods Committee, recommending that the communications regarding a ban on gasoline powered leaf blowers be received and the City Attorney requested to prepare an amendment to the Long Beach Municipal Code to ban the use of gasoline powered leaf blowers. (Thanh Kim Hong, et al., submitting 39 petitions in opposition.) (Alicia Denevan, in opposition.) (Dave Denevan, submitting copy of Press-Telegram newspaper article, in opposition.) (Mike Denevan, in support.) (Robert T. Matsuda, in opposition.) (Eduardo Reynoso, in opposition.) (Lester M. Denevan, in opposition.) (Wilda A. Denevan, in opposition.) (Robert Matsuda, et al., submitting petition in opposition.) (Bay Van Nguyen, et al., in opposition.) (Dave Denevan, in opposition.) (Long Beach Unified School District, in opposition.) (California Landscape Contractors Association, in opposition.) (Paul McCorkendale, et al., submitting petition in opposition.) (California Earth Corps, in support.) (Ray Galaz, et al., submitting petition in opposition.)

Suggested Action: Concur in recommendation of Committee.

Req'd. City Atty. and auth'd. City Mgr. and approved increase.
(Doc. 62)

21. Director of Community Development, regarding receipt of School-to-Career Funds from the State of California, Employment Development Department. (Citywide)

Suggested Action: 1. Request City Attorney to prepare all necessary documents and authorize City Manager to execute said documents to receive funds in the amount of \$800,000 for the period of October 1, 1998 through September 30, 1999.

2. Approve increase to appropriations in Community Development Federal Grants Fund (SR 150) and to the Department of Community Development (CD) by \$800,000 in Fiscal Year 1999.

Req'd. City Atty. to prepare all necessary documents and auth'd. City Mgr. to execute said documents for agreement to implement the DLB-PBID Management Plan and approved increase to appropriation in the Parking and Business Area Improvement fund and to the Department of Community Development by \$920,000 for the period January 1, to December 31, 1999.
(Doc. 63)

22. Director of Community Development, regarding agreement with Downtown Long Beach Associates to implement the Downtown Long Beach Property and Business Improvement District (DLB-PBID) Management Plan. (Districts 1,2)

Suggested Action: Request City Attorney to prepare all necessary documents and authorize City Manager to execute said documents for the agreement to implement the DLB-PBID Management Plan and approve increase to appropriation in the Parking and Business Area Improvement fund and to the Department of Community Development by \$920,000 for the period of January 1, to December 31, 1999.

Req'd. City Atty.
(Doc. 64)

23. Director of Financial Management, regarding amending the Long Beach Municipal Code Chapters 3.64 regarding Transient Occupancy Tax and 3.80 regarding Business License Tax. (Citywide)

Suggested Action: Request City Attorney to prepare amendment, in accordance with recommendations of the Director of Financial Management.

Auth'd. City Mgr. execute agreement with State Department of Health Services; req'd. City Atty. to prepare and auth'd. City Mgr. to execute said agreement with One in Long Beach, Inc. for an amount not to exceed \$243,932 from October 1, 1998 through June 30, 2001; and increased appropriation.
(Doc. 65)

24. Director of Health and Human Services, regarding agreements with State Department of Health Services and One in Long Beach, Inc. to develop and implement an HIV Prevention Program.

Suggested Action: Authorize City Manager to execute agreement with State Department of Health Services; request City Attorney to prepare and authorize City Manager to execute said agreement with One in Long Beach, Inc. for an amount not to exceed \$243,932 from October 1, 1998 through June 30, 2001; and increase Health Fund (SR 130) appropriation in the Department of Health and Human Services by \$300,000.

November 24, 1998

Req'd. City Atty. and auth'd.
City Mgr.
(Doc. 66)

25. Director of Health and Human Services regarding contract with Alpha Project and Community Development Department for operation of Multi-Services Center for the Homeless. (District 1)

Suggested Action: Request City Attorney to prepare and authorize City Manager to execute agreement in the amount of \$130,000 from December 15, 1998 to December 14, 1999.

Ref'd. to Transportation and
Infrastructure Committee.
(doc. 67)

26. Director of Public Works, regarding the 1999 Metropolitan Transportation Authority Call for Projects. (Citywide)

Suggested Action: Refer to Transportation and Infrastructure Committee.

Req'd. City Atty. and auth'd.
City Mgr.
(Doc. 68)

27. Director of Technology Services, regarding agreement with AirTouch Paging to provide paging services.

Suggested Action: Request City Attorney to prepare all necessary documents and authorize City Manager to execute said documents to amend Agreement No. 25082 by extending its term for a period of one year and adding an exhibit with newly negotiated pricing with the annual amount not to exceed \$135,000, plus 10% if departmental requests warrant it.

RESOLUTIONS:

Adopted Resolution No.
C-27449.
(Doc. 69)

28. Adopting provisions relating to the translations of and the charges for costs of candidate statements. (City Clerk) (District 2)

Suggested Action: Adopt Resolution.

Adopted Resolution No.
C-27450.
(Doc. 70)

29. Authorizing the City Manager to submit an application to the State of California, California Office of Medi-Cal Procurement, for a grant for Medi-Cal outreach pursuant to 42 U.S.C.A. Section 1396u-1. (Health and Human Services) (Citywide)

Suggested Action: Adopt Resolution.

Adopted Memorandum of
Understanding with Long
Beach Lifeguard Association;
and adopted Resolution No.
C-27451.
(Doc. 71)

30. Approving a Memorandum of Understanding with the Lifeguard Association, authorizing and directing the City Manager to execute such Memorandum and directing and implementing certain related actions. (Human Resources and Affirmative Action)

Suggested Action: Adopt the Memorandum of Understanding with the Long Beach Lifeguard Association; and adopt Resolution.

- Req'd. City Atty. and auth'd.
City Mgr.; and adopted
Resolution No. C-27452.
(Doc. 72)
31. Authorizing the City Manager to execute an agreement between the City of Long Beach and Cisco Systems, Inc. (Technology Services)
- Suggested Action: Request City Attorney to prepare all necessary documents to purchase data communications equipment from Cisco Systems, Inc., and authorize City Manager to execute said documents in an annual amount not to exceed \$345,000, plus an additional 10% if departmental requests warrant it and adopt Resolution.

ORDINANCES:

- First reading.
(Doc. 73)
32. Amending the Long Beach Municipal Code, relating to food facilities. (Health and Human Services) (Citywide)
- Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.
- Adopted Ordinance No.
C-7579.
33. Finding and determining that a credit is due against the Transportation Improvement Impact Fee applicable to the Vestar Development Company and Vestar Lend Lease Long Beach Towne Center, LLC. commercial and retail development located at Carson Street and the I-605 Freeway Interchange in Long Beach and authorizing the City Manager to execute an agreement for construction of transportation improvements. (Public Works) (District 5)
- Suggested Action: Declare Ordinance read and adopted as read.
- Adopted Ordinance No.
C-7580.
34. Amending the Long Beach Municipal Code, all relating to the occupancy of public walkways. (Community Development and Public Works) (Districts 1,2)
- Suggested Action: Declare Ordinance read and adopted as read.

NEW BUSINESS:

- Rec'd. and made a part of the
permanent record.
(Docs. 1, 1-A, 2)
35. Affidavits of Service for special meetings held November 19 and 24, 1998.
36.
37.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

November 24, 1998

REMINDERS: Economic Development and Finance Committee
(Attorney/Client) at 3:50 P.M.

NOTE: The City Council Agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed to the public if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Department, City Hall Plaza Level, 333 W. Ocean Boulevard, Long Beach, California, 90802. You may access the agenda on the World Wide Web Internet address of **www.ci.long-beach.ca.us/cityclerk** to view it. You may contact us through the use of E-Mail at **cityclerk@ci.long-beach.ca.us** for correspondence purposes. The public may review agenda items in the City Clerk Department or the Government Publications Section of the Main Library. The City of Long Beach provides reasonable accommodations pursuant to the Americans with Disabilities Act of 1990. If a special accommodation is desired, or if you need the agenda provided in an alternate format, please phone Renae Gladney at (562) 570-6472 in the City Clerk Department 48 hours prior to the meeting. To communicate directly to the City Clerk Department Telephone Device for the Deaf (TDD), phone (562) 570-6626. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device. /RG